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8 *Attorneys for Plaintiffs*

9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11 MICHELLE C. ZEITER, individually, and as
12 Special Administrator for ESTATE OF
13 MICHAEL BUCHNA; JENNIFER C. BEAM,
14 individually, and as Special Administrator for
15 ESTATE OF MICHAEL S. BUCHNA,

16 Plaintiffs,

17 v.

18 WALMART INC., a foreign corporation d/b/a
19 WALMART SUPERCENTER #3351; and
20 WAL-MART STORES, INC., a foreign
21 corporation; and DOES I through X; inclusive;
22 and ROE CORPORATIONS I through V,
23 inclusive,

24 Defendants.

25 CASE NO.: 2:21-cv-00061-RFB-DJA

26 **STIPULATION AND ORDER TO
27 EXTEND DEADLINE TO FILE AND
28 SERVE PLAINTIFFS' REPLY TO
29 DEFENDANTS' RESPONSE TO
30 PLAINTIFFS' MOTION FOR
31 SUMMARY JUDGMENT**

32 IT IS HEREBY STIPULATED by and between Plaintiffs MICHELLE C. ZEITER,
33 Individually and as Special Administrator for ESTATE OF MICHAEL BUCHNA and
34 JENNIFER C. BEAM, Individually and as Special Administrator for ESTATE OF MICHAEL
35 S. BUCHNA (collectively "Plaintiffs"), by and through their attorneys of record SIMON LAW
36 and BROCK H. OHLSON PLLC, and Defendants WALMART, INC. and WAL-MART
37 and WAL-MART SUPERCENTER, INC.

1 STORES, INC. (collectively “Defendants”), by and through their attorneys of record, HALL &
2 EVANS, LLC, (foregoing parties are collectively referred to hereinbelow as “Parties”) hereby
3 submit their Stipulation and Order to Extend Deadline to File and Serve Plaintiffs’ Reply to
4 Defendants’ Response [ECF No. 162], filed August 20, 2024, to Plaintiffs’ Motion for
5 Summary Judgment [ECF No. 159], filed July 19, 2024, pursuant to LR IA 6-1. This is the
6 third stipulation for extension of deadlines to Plaintiffs’ Motion for Summary Judgment.

7 REASONS FOR REQUESTING AN EXTENSION OF DEADLINES

8 The Parties aver that good cause exists to extend the existing deadline for Plaintiffs’
9 Reply by 14 days from the date of the September 20, 2024 request, which would be Friday,
10 October 4, 2024. Plaintiffs’ counsel has continued to encounter several conflicts due to other
11 scheduling matters, most notably a complex federal insurance bad-faith litigation case that has
12 resulted in significant briefing of multiple motions, including discovery and dispositive
13 motions, all due near or by September 26, 2024. Plaintiffs’ counsel’s firm, Simon Law, is
14 comprised of three attorneys and this matter has significantly consumed its resources recently.
15 The Parties will not be seeking any additional extensions for this matter.

16 Thus, the parties have agreed to extend the respective response Reply deadline 14 days
17 as set forth below:

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2 - Plaintiffs' deadline to file and serve a reply:

3 • Existing deadline: Friday, September 20, 2024

4 • **Proposed deadline: Friday, October 4, 2024**

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6 Dated this 20 day of September, 2024.

7 **SIMON LAW**

8 /s/ *Daniel S. Simon*

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IT IS SO ORDERED.

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UNITED STATES DISTRICT JUDGE

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DATED: September 23, 2024

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